

# Exhibit C

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## Second Declaration of Adam Friend

IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

ISAAC WRIGHT, Individually and on	)	
Behalf of All Others Similarly Situated,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	No. 1:22-cv-4553
	)	
DRIVERDO, LLC,	)	
	)	
Defendant.	)	

**SECOND DECLARATION OF ADAM FRIEND**

I, Adam Friend declare as follows:

1. I am the Risk Manager employed by DriverDo, LLC dba DRAIVER (“DriverDo”).

Unless otherwise stated, I have personal knowledge of all the facts stated herein.

2. DriverDo is a technology company that has created multiple software programs, one of which is a mobile application that companies utilize to transport their vehicles using independent contractor drivers (“Independent Contractor Users/Independent Contractors”).

3. In order for an individual Independent Contractor User to be listed in the DriverDo driver marketplace and access Trip Transactions offered on DriverDo’s mobile application, the individual must download the DriverDo mobile application and register for a User Account with DriverDo.

4. In order to complete the process, an Independent Contractor User must complete a profile.

5. An Independent Contractor User would first provide his name, address, phone number, pick a username and create a password. An Independent Contractor User is then required to accept Driverdo’s Terms and Conditions (also referred to a Terms of Service) (Hereafter “TOS”) by checking a box. The Independent Contractor User is not allowed to continue with the registration

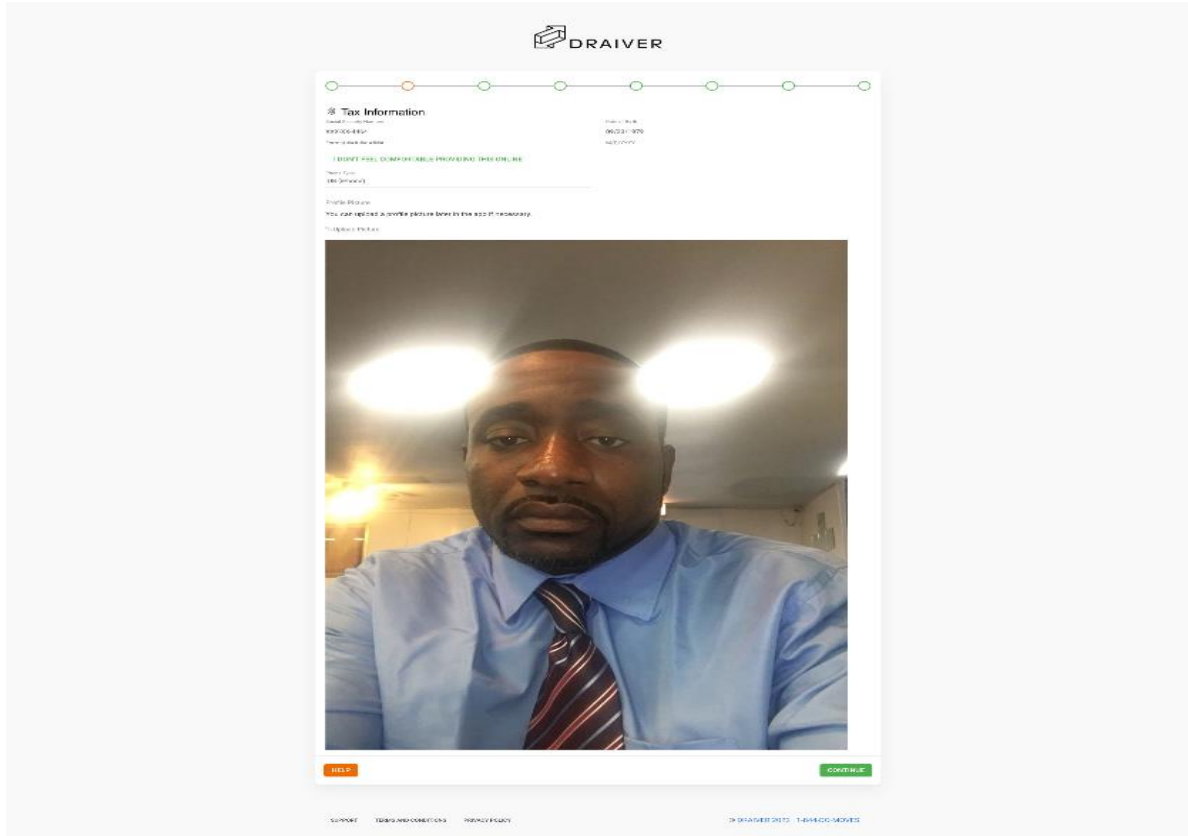
process without accepting the TOS. A picture of the initial registration page in which Mr. Wright would have accepted the TOS is shown below:

A screenshot of the DRAIVER mobile app registration page. The page has a dark blue header with the word "DRAIVER" in white, stylized capital letters. Below the header is a black bar with the word "Register" in white. The main content area is white and contains the following text: "LET'S GET STARTED!" followed by a paragraph explaining the app's purpose. Below this is a link to the FAQ page. A disclaimer box states that the user is registering as an independent contractor. The registration form includes fields for First Name, Last Name, Middle Name, Address, Apt / Suite #, City, State, ZIP, Phone, Username (Email), Password, and Confirm Password. There is a checkbox for "I have no middle name" and another for "I have read and agree to the terms and conditions." At the bottom left is a "BACK" button and at the bottom right is a "REGISTER" button.

6. A copy of the TOS that was agreed upon by Mr. Wright is attached as Exhibit A to my Declaration.

7. Mr. Wright completed this initial step of the registration process on August 4, 2020.


8. Mr. Wright then provided a picture of himself during the registration process.



9. According to the records, to which I have access as part of my responsibilities, Isaac Wright accessed Defendant's system and completed an online profile in which he provided his personal information, including his telephone number, home address, date of birth, Social Security numbers and driver's license number.

10. Mr. Wright would have needed to agree to background check documents and then would need to review insurance documents and agree to them by checking a box and finally providing a digital signature.

11. Mr. Wright's signature that was captured and is in Defendant's system is:

A handwritten signature in black ink, appearing to read 'Isaac Wright', with a stylized flourish at the end.

12. DriverDo's TOS contains arbitration clauses that must be accepted by the Independent Contractor Users. All Independent Contractor Users agree to TOS that include arbitration clauses, including Isaac Wright.

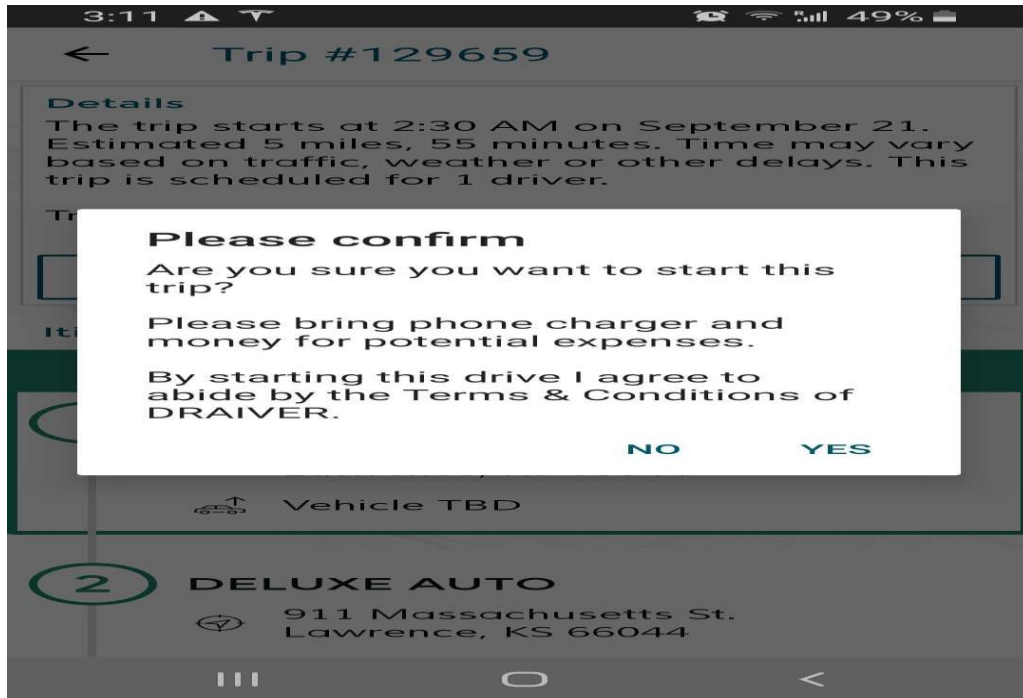
13. On every page of the registration process in August of 2020 there is a link to the TOS that can be pulled up during the registration process.

14. Mr. Wright completed a second registration on August 4, 2022 at 3:46 p.m. under the name Isaac Travis Wright and agreed again to the TOS. The registration language changed from his 2020 registration to state, "By Proceeding, I agree to DRAIVER's Terms and conditions and acknowledge that I have read the Privacy Policy."

The screenshot shows a mobile app interface for 'DRIVER'. At the top is a back arrow and the 'DRIVER' logo. The form contains the following fields: 'Last Name\*' (text input), 'Email\*' (text input), 'Phone\*' (text input with a US flag icon and placeholder '(000) 000-0000'), and 'Password\*' (text input with a toggle icon). Below the password field is a note: '\* Must be at least 8 characters, contain one numeric value.' The next field is 'How did you hear about us?' with a dropdown menu showing 'Select Option'. Below that is a 'Referral Code' field. A section titled 'Required\*' contains two checkboxes: 'I am legally eligible to work in the US.' and 'I read, speak and write in English.' Below the checkboxes is a paragraph: 'By proceeding, I agree to DRIVER's [Terms and Conditions](#) and acknowledge that I have read the [Privacy Policy](#).' This is followed by another paragraph: 'By proceeding, I am also consenting to receive calls or SMS messages, including by automatic dialer, from DRIVER and its affiliates to the number I provide. I understand that I may opt out at any time by replying "STOP".' At the bottom is a large grey button labeled 'Continue'.

15. Further, prior to any Independent Contractor User performing any trip transaction, they must agree again prior to any trip transaction with the TOS which contains the arbitration clause.

16. Below is an example of what an Independent Contractor User would see prior to accepting a trip.



17. Mr. Wright performed 269 trips so he would have needed to agree 269 more times to the TOS.

18. Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing statements are true.

FURTHER DECLARANT SAYETH NAUGHT

  
ADAM FRIEND

Executed this 29th day of June, 2023, in Overland Park, Kansas.